

Appendix B

Misconduct Allegations

Formal Civilian-Initiated or Formal Department-Initiated misconduct complaints will involve one or more of the following general allegations:

Discrimination/Harassment (DH) allegation is used to classify all types of discrimination or harassment either racial, sexual, etc.

Excessive Police Service (ES) allegation arises where a citizen feels unjustifiably harassed by a police officer or by multiple police officers on more than one occasion.

Failure To Take Action (FA) allegation involves no police service given to the citizen.

Improper Procedure (IP) allegation involves a violation of City policy or of a regulation in the San José Police Department Duty Manual.

Missing/Damaged Property (MDP) allegation arises when property is missing or damaged.

Rude Conduct (RC) allegation is abusive behavior or language, threats, profanity, and poor attitude while on duty.

Unlawful Arrest (UA) allegation is an arrest that is not lawfully conducted.

Unofficer like Conduct (UC) allegation deals specifically with off-duty behavior. The conduct, which is the subject of Unofficer like Conduct complaints often relates to violation of laws, drug or alcohol use, misuse of City property, gratuities, bribes and abuse of authority.

Unnecessary Force (UF) allegation is the level of force used on the citizen is excessive or improper.

Unlawful Search (US) allegation is a search that is not lawfully conducted.

Racial Profiling (RP) define per Duty Manual.